



*Office of the United States Attorney
Eastern District of Kentucky
Amul R. Thapar*

**Owner/Manager of D & D Processing in Lee County Sentenced to
Two Years Probation for Failure to Report Theft of Explosives**

Also Ordered to Pay \$5,000 Fine and Relinquish User of High Explosives Permit

FOR IMMEDIATE RELEASE

For information contact

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LEXINGTON, Ky. — The manager and owner of D & D Processing LLC, James M. Davidson, Jr., in Lee County, Ky. was sentenced to two years probation for failure to report the theft of explosive materials. Davidson, 47, of Krypton, Ky., was also given the maximum allowable fine under the sentencing guidelines of \$5,000 by United States District Court Chief Judge Joseph M. Hood.

Davidson pleaded guilty to the charges in December of last year. In the course of his guilty plea, Davidson admitted that in July of 2005, he discovered the theft of explosive materials, including cast boosters, blasting caps and lead line from D & D Processing's explosive storage magazines, and he knowingly failed to report the theft within 24 hours of his discovery.

As part of his plea agreement, Davidson also will relinquish the User of High Explosives Permit issued to his company by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF).

The prosecution of Davidson is believed to be the first since the failure to report the theft of explosive materials was made a felony offense by Congress, effective on Nov. 25, 2002. The offense was previously a misdemeanor.

Amul R. Thapar, U.S. Attorney for the Eastern District of Kentucky; Paul J. Vido, Special Agent in Charge, Bureau of Alcohol, Tobacco, Firearms and Explosives, Louisville Field Division; and John Adams, Commissioner, Kentucky State Police, jointly made the announcement after the sentencing today.

U. S. Attorney Thapar and SAC Vido agreed that the enforcement and successful prosecution of this type of felony statute is "critical to preventing explosives from falling into the hands of those bent on inflicting acts of terror on the American people."

The investigation was conducted by the Bureau of Alcohol, Tobacco, Firearms and Explosives and the Kentucky State Police. Assistant United States Attorney David A. Marye represented the United States in the case.

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